App F IX 4

19 57-52 (C M)

File No 6-57

Previous References

Ml 23-47-30-32

Serial Nos 41, 4

Later References P 1HF

GENERAL AND REVENUE SECRETARIAT

erial Nos Two

Part B for Feb 52

SUBJECT

Acquisition of a portion of property out of the Mohamedan old Grave Situated in the Avon Road West of Sethu Roo Street in 14 Div B city, for Widening the Road

L/32494/cm 6-57-42/20/21-2-52

The Computer Mys Gazette

Comm'r Corpn

Notice

WD 015467—GPB—25 000—12 9 51

14/3/52

G R S APP F. III—1]

GENERAL AND REVENUE SECRETARIAT

( )

2

NOTES

File No

FILE HEADING

Acqe of a portion of property east of the Mohamedan old Grave yard Situated in the Cross Road west of Sethu Rao ~~Road~~ Street in III Div, Blore city for widening Road

FROM

The Commnr Corporation of Blore

No L/C 1564 43-44 Dated 21-11-51 Received

Diary No 5701 ml	Enclos	Spare copies	Serial No

BRIEF ABSTRACT OF LETTER

Forwards for approval Resolution dated 11 10 51 of the Corporation to drop from acqe a bit of land measuring 2 1/3 Sq. yds east of the above area of 1148 33 Sq yds due to encroachment by the neighbouring house owners.

NOTES AND ORDERS

The Collection Bonathorning the acqe & pmt up Rec 24/1

possession thereof taken the remaining 1146 Sq yds by the Corporation the remaining 2 1/3 Sq yds notified for acquisition & stated to have been encroached upon by the neighbouring house owner and hence it is Recommended that this portion may be dropped from acquisition

2) As only a portion of the property (though small) notified for acquisition has not been taken possession of and as therefore now proposed

NOTES — First Sheet

WD 01b470—GPB—5,000—24-9-51

Acqn of portion of property owned by the Mohamadan old Grave yard situated on the Cross Road.

III Division B Copy.

File No 5701/misc of 1951-52

General and Revenue Secretariat

4065/Leg

dropped, the Law Secretary may perhaps be consulted about the legality and Corrections of the procedure before the proposals are Sanctioned

3) Subd for orders

Rec 24/12/51 Secy 24/12 Secy LSG)

4) 24/12/51

5) I do not see any objn to withdraw the acqn proceedings in this case for favour of remarks

Law Secy)

31/12

6) Then could no objn be withdrawn from acqn so long as the possession of the property is not taken

The view of the L & LR Secy as at 'A' appears to be legally correct

Law Secy) 4/1.

7) There is no legal objn to withdraw from acqn of any land before possn is taken. If therefore 146 sq yds are notified for acqn but 2 1/3 sq yds are not req'd & not taken possn, withdrawal

S.T.O. I/Rule

4065/Law

Acqn of portion of property belt to the trustees of Grace Yard situated on the Cross Road in Dn, Blore city

from reqn of this portion is permissible — what portion of the compensation amount awarded for the whole property is to be attributable for this portion not to be acquired + if for withdrawing from reqn of a part, any compensation payable are matters for consideration by the LAO under sec 48(2) + (3) — It cannot be decided by a mandamus of this as suggested by the Comr —

Secy (+B)

No 10612 Date 11/1

me 10/1

DLS 11/1/52

11/1

8) OBS Collr of the Concern, Corporation post cap for approval or other order

Asst 15/1/52 Supdt 18/1/52

Secy (+B-S) 9) 15/1/52

No 10726 16/1

PLS up DLS 16/1

Reference circulate to Asst Secy Co post up + as directed subjection

Asst 17/1

10) OBS notification for withdrawal of the portion from acquisition & post up for approval as requested

Asst 21/1/52 Supdt 21/1/52

11) Please note the date of Publication and also the Page no of the Gazette

22/1/52

Acqn of a portion of property out of the Mohammed old grave yard situated on the cross Road west of the Sethu Road at IIIrd Down Bangalore city for widening the Road 5701/ml

12) Republication after noting the date & page of the gazette in the body of the notification putup for approval

YRM 29/1
BNR 29/1

Secy LSG) 31.1.52

13) Pl put up with model form & included in rules under LA Act issued recently by Rev Secy

Sch 1/2
31/1

14) Model forms included in the Rules issued under the LA Act is put up and flagged "S"

Asst 2/2/52
BNR 4/2/52

Secy LSG) 5/2/52

For appl &
the dft Ndn

Rev L SG)

Sch 9/2
16/2/52
9/2
BNR 14/2
15/2

Issue BNR 15/2

WD 015452—GPB—PZS—40 000—1 10-51

Serial No

36

The compiler

Mysore Gazette.

L. 13494 / C M 6 51 dt 21 2 52

Notifies

Copy to the Commr

B/ copy of the ord of B'lore (Hrd the Mayor)

L. 13495 / dated 21-2-52

File No

	Serial No

Regn 142/52

4 DEC 1951

CORPORATION OF THE CITY OF BANGALORE

ml 6-51-41

No L1 C.1564/43-44
Enc 1 resolution
2 Withdrawal notification

CORPORATION OFFICES,
BANGALORE

Dated 21st November 1951

FROM

N S HIRANNAYYA, ESQ, MA,
COMMISSIONER,
CORPORATION OF THE CITY OF BANGALORE,
BANGALORE

29/11

To 29/11

Sm MAS

The Secretary to the Government of Mysore,
Local Self Government Department.
BANGALORE

SIR,

Subject ACQUISITION OF A PORTION OF PROPERTY OUT OF THE MOHAMADAN OLD GRAVE YARD SITUATED IN THE CROSS ROAD WEST OF SETHU RAO STREET IN III DIVISION, BANGALORE CITY, FOR WIDENING THE ROAD

With reference to the above, I write to state that Government in their order No.L.9663-66/Ml.23-47-31 dated 24-9-47 sanctioned the acquisition of the above property authorising the Special Land Acquisition Officer formerly attached to the erstwhile Bangalore City Municipality to take order for the acquisition of the said property Accordingly the Acquisition Officer passed an award for Rs.5,406/- on 22-1-1948 and issued award and surrender notice to the respective parties on 26-1-1948

The Corporation Engineer who was requested to take possession of the acquired property as per measurements given in the Award as well as in the Gazette notification enclosed, reported that the Amildar, Bangalore North Taluk only handed over possession of 146 sq yards out of the acquired area of 148.33 sq. yards ~~xxxxxxxxx~~ land and the remaining area measuring 42' x 0.6" = 2 1/3 sq yards could not be handed over due to encroachment by the neighbouring house owner. He further reported that the said area of 2 1/3 sq. yards left over, might be omitted from the award statement as the same would not be required for widening the road.

After spot inspection a note was placed before the Standing Committees (Town Planning & Improvement and Taxation and Finance) for excluding the afea of land measuring 42' x 0.6" = 2 1/3 sq. yards from acquisition The said Standing Committees at their meetings held on 22-5-1951 and 14-8-1951 respectively resolved to drop the acquisition proceedings on the bit of land in question. The proceedings of the Standing Committees have been approved by the Corporation at their meeting held on 11-10-1951. A copy of the said resolution is herein enclosed for favour of reference;

In this connection it may be stated that the Land Acquisition Act does not permit the Acquisition Officer or any other higher authority either to revise or amend the award already passed under Section 11 and duly announced under section 12 of the Land Acquisition Act (vide Annexure II part II para IX of the L.A.Act) Since the bit of land (2 1/3 sq yards) in question has been originally included in the award passed in this case and the same has not been taken possession of. I request that orders of Government may kindly be obtained to withdraw the acquisition proceedings on the area measuring 42' x 0.6" = 2 1/3 sq yards out of the total area of 148.33 sq yards acquired. A sum of Rs.80-8-0 being the value of the bit of land (as per award) out of the total compensation amount of Rs.5,406/- will be deducted while payment of award amount to the Amildar, Bangalore North Taluk (Muzrai Officer)

A draft withdrawal notification on the bit of land in question has been prepared and sent herewith for favour of needful action

Forwarded with compliments

R Anantaraman

MAYOR

Yours faithfully,

COMMISSIONER

TNL/-

DRAFT WITHDRAWAL NOTIFICATION

Under Section 48 (1) of the Mysore Land Acquisition Act of 1894 as amended from time to time, the Government of Mysore are pleased to withdraw from the acquisition of the bit of land measuring 42' x 0.6" = 2 1/3 sq. yards out of the total extent of 148 33 sq. yards acquired in the Mohamadan Old Grave yard situated in Cross Road to the west of Sethu Rao Street, III Division, Bangalore City, sanctioned in G O.No. L.9663-66/M1 23-47-31 dated 24th September 1947, for widening the road opposite to western gate of the City Market leading to Arcot Sreenivasachar Street in III Division, Bangalore City, as the said bit of land is not required for the intended purpose.

COMMISSIONER,
CORPORATION OF THE CITY OF BANGALORE.

Resolution passed at the Adjourned Meeting of the Corporation held on 11-10-1951.

76. Recommendation of the Standing Committee (Taxation and Finance) dated 14th August 1951 and of the Standing Committee (Town Planning and Improvements) dated 22nd May 1951, approving the office note dated 22nd May 1951, in the matter of deduction from award statement the value of the land measuring 42' x 0.6" not given possession of out of the portion of the acquired property of Muslim Old Grave Yard situated in the Cross Road, west of Sethu Rao Street, for widening the road and that the remaining land in question be not acquired.

Sri H S Seetharam moved the following resolution -

"Resolved that the recommendation of the Standing Committee (Taxation and Finance) dated 14th August 1951 and of the Standing Committee (Town Planning and Improvements) dated 22nd May 1951, approving the office note dated 22nd May 1951, in the matter of deduction from award statement the value of the land measuring 42' x 01-6" not given possession of out of the portion of the acquired property of Muslim Old Grave Yard situated in the Cross Road, west of Sethu Rao Street, for widening the road and that the remaining land in question be not acquired, be accepted "

Sri C Rajagopalachar seconded the resolution and it was passed unanimously.

(Sd.) R Anantharaman,
Mayor.

"COPY"

FOR COMMISSIONER

GOVERNMENT OF ~~HIS HIGHNESS THE MAHARAJA OF~~ MYSORE

General and Revenue Secretariat,

No L. 13454/Gen 6 SI 42 Dated Bangalore 21 February 19 52

NOTIFICATION

In exercise of the powers conferred by Sub-Section (1) of Section 48 of the Mysore Land Acquisition Act, 1894 (Mysore Act No.VII of 1894) His Highness the Maharaja of Mysore hereby withdraws from the acquisition 2 1/3rd sq.yds. of land out of land specified below in respect of which a notification no.L.9667/A1 23-47-32 dated the 24th September 1947 underSub-Section (1) of Section 4 of the said Act was published on page 422 of Part III-1 of the Mysore Gazette dated the 9th October 1947, as required for widening the road:-

District	..	Bangalore
City	..	Bangalore
Division	..	III Division
Street	..	Cross Road to the West of Sethurao Road
Name of Khatedar or owner		Trustees of the Mohammedan Old Grave Yard

Vacant site, house tiled, terraced or mud-roofed	Extent now required: Length in feet.	Breadth in feet	Area in sq.ft.	Running feet
(1) Burnt stone slab compound wall with a height of 8 to 9 feet	94	8	752	
(2) Burnt brick compound wall including basement with a height of 6 to 8 ft.				42
(3) Land area	94	15±0/2	705	
	42	15	630	
	Total	.	1335	or 148 33 sq yds.

Boundaries East Mr Chinnanna's property - Door No 73
West. Municipal land
North Cross Road west of Sethurao Street
South Mohammedan Old Grave Yard

By Order of
His Highness the Maharaj

Sd K BALASUBRAMANYAM,
Secretary to Government,
L.& G Department.

To
The Compiler, Mysore Gazette,
for publication in Part III-1
of the Gazette

Memo No L 13455 21 2 52

Copy of the above is forwarded to the Commissioner, Corporation of the City of Bangalore, (through the Mayor) for information, with reference to his letter No L1 C 1564/43-44 dated 21-11-1951

(V HANUMANTHAPPA)
for Secretary to Government,
I S G Department

L.No.5.18/2.

LNS.5.18/2.

GOVERNMENT OF ~~HIS HIGHNESS THE MAHARAJA OF~~ MYSORE

General and Revenue Secretariat,

No L. L /3494/cm 6 51 42 Dated Bangalore 21 February 52

NOTIFICATION

In exercise of the powers conferred by Sub-Section (1) of Section 48 of the Mysore Land Acquisition Act, 1894 (Mysore Act No.VII of 1894) His Highness the Maharaja of Mysore hereby withdraws from the acquisition 2 1/3rd sq.yds of land out of land specified below in respect of which a notification No.L 9667/41 23-47-32 dated the 24th September 1947 underSub-Section (1) of Section 4 of the said Act was published on page 422 of Part III-1 of the Mysore Gazette dated the 9th October 1947, as required for widening the road:-

District. .. Bangalore
City .. Bangalore
Division .. III Division
Street .. Cross Road to the West of Sethurao Road
Name of Khatedar or owner Trustees of the Mohammedan Old Grave Ya

Vacant site, house tiled, terraced or mud-roofed	Extent now required: Length in feet	Breadth in feet	Area in sq.ft	Running feet
(1) Burnt stone slab compound wall with a height of 8 to 9 feet	94	8	752	
(2) Burnt brick compound wall including basement with a height of 6 to 8 ft.				42
(3) Land area	94	15+0/2	705	
	42	15	630	
	Total ..		1335	or 148.33 sq.yds.

Boundaries East Mr Chinnanna's property - Door No.73
West Municipal land
North Cross Road west of Sethurao Street
South Mohammedan OldGrave Yard

By Order of
His Highness the Maharaja,

CV HANUMANTHAPPA
for Secretary to Government,
L S G Department.

To

The Compiler, Mysore Gazette, for publication in Part III-1 of the Gazette

LNS.5.18/2.

GOVERNMENT OF ~~XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX~~ HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

No L. 13494/Cm 6-51 42 Dated Bangalore 21 February 52

NOTIFICATION

In exercise of the powers conferred by Sub-Section (1) of Section 43 of the Mysore Land Acquisition Act, 1894 (Mysore Act No VII of 1894) His Highness the Maharaja of Mysore hereby withdraws from the acquisition 2 1/3rd sq yds. of land out of land specified below in respect of which a Notification No L 9667/III 23-47-32 dated the 24th September 1947 underSub-Section (1) of Section 4 of the said Act was published on page 422 of Part III-1 of the Mysore Gazette dated the 9th October 1947, as required for widening the road -

District: Bangalore
City: Bangalore
Division: III Division
Street: Cross Road to the West of Sethurao Road
Name of Khatedar or owner: Trustees of the Mohammedan Old Grave Yar

Vacant site, house tiled, terraced or mud-roofed	Extent now required: Length in feet	Breadth in feet	Area in sq ft	Running feet
(1) Burnt stone slab compound wall with a height of 8 to 9 feet	94	8	752	
(2) Burnt brick compound wall including basement with a height of 6 to 8 ft				42
(3) Land area	94	15-0/2	705	
	42	15	630	
	Total		1335	or 148 33 sq yds

Boundaries East Th Chinnanna's property - Door No 73
West Municipal land
North Cross Road west of Sethurao Street
South Mohammedan OldGrave Yard

By Order of
His Highness the Maharaja,

(V. HA UIA THAPPA)
for Secretary to Government,
Le L.S.G Department

To

The Compiler, Mysore Gazette, for publication in Part III-1 of the Gazette

LNS.5.18/2.

G R S App F G 3]

GENERAL AND REVENUE

SECRETARIAT

(~~Continuation sheet draft form~~)

No. L 13494 / CH 6-51-4

21 2 52

Notification

In exercise of the powers conferred by Sub Sec (1) of Sec 48 of the Mysore Land Requisition Act 1894 (Mysore Act No VII of 1894) H H the Maharaja of Mysore hereby withdraws from the requisition ~~of~~ 1/3 Sq. yds of land out of the area of 148.33 Sq. yds land specified below in respect of which a notification No L 9667 ~~GSV~~ dated 23-4-47 - 3 dated 24-9-47 under Sub Sec (1) of Sec 4 of the said Act was published on page 1222 of Part III - 1 of the Mysore gazette at page 422 dated 9.10.47 as required for widening the Road

B.O

L S.G Sec

To 13495/21 2-52

The Comptroller, Mysore for publication in part II

WD 01085—GPB—2,000—18 7 50

of the parcels.

Memo

Copy of the covering B'Secy copy?
(Secretary sent approval for confirmation
with reference to the Collector's
L/C 1576 of 14 3-4-14 dated 21-11-51

B.O.

Yes/V

Ptr L.S.G. Secy

Sent 24/11/51

KG 21.11.52